



STATE OF TENNESSEE  
**DEPARTMENT OF ENVIRONMENT AND CONSERVATION**

401 Church Street  
Nashville, Tennessee 37243

June 11, 2010

Mr. Gene Hickman  
19156 Clay County Highway  
Red Boiling Springs TN 37150

Regarding fee invoice, Permit Number TN0078298.

Dear Mr. Hickman:

Thanks for contacting us with your concerns that this fee and permit are not correct. You have described having two separate operations, each with four houses and about 90,000 birds in each operation. The two operations you described are about a half a mile apart and run as separate operations. In that case, you question whether both should be under a single permit for an 8-house operation with 190,000 birds. Our records indicate that you share litter control and a single management plan for both operations. Based on the federal guidelines this means that both are to be included under a single permit.

The fee for permit # TN0078298 is \$350. It is an annual maintenance fee and would be due each year. If the permit were broken into two separate permits, it could mean two separate permit fees.

Your farm may qualify for the new general permit for Concentrated Animal Feeding Operations (CAFO) which is not part of the federal NPDES program. You can apply for coverage under this permit which has no fee associated currently. You will need to send us a letter requesting termination of the NPDES permit #TN0078298 if and when your farm is covered by the general permit.

In the mean time, I urge you to pay the \$350 invoice. The permit was issued and the fee is due. Paying the invoice will avoid future penalties and interest. If you have any further questions, call me at 615-532-0665.

Sincerely,

Lawrence Bunting  
Environmental Specialist  
TN Division of Water Pollution Control  
phone: 615-532-0665

Cc: Erin O'Brien, permits section  
James Hartman, CKEFO